Sensational Affidavit Filed In the Provo District Court.

RAILROAD DAMAGE CASE

TUDGE CHARGED WITH ACCEPT-ING A PASS.

And as the Law Prohibited the Granting of Passes to Any But Employees, Affiant Believed the Judge Was In the Employ of the Defendant Company.

(From The Herald's Correspondents.) Provo. April 27 .- An affidavit of a rather extraordinary character and sa- Administrator For the Noah Mcvoring somewhat of sensationalism was fifed today in the case of W. B. Slick vs. the Rio Grande Western Rallway

of April of this year, Judge Dusenberry exhibited a pass to the conductor, who allowed him to ride thereon, and that D. D. Houtz took the pass and inspected the same, and also inquired of the judge how it was that he was entitled to ride upon a pass. The aridavit also states that S. R. Thurman was present at the time.

At the hearing this afternoon Mr. Warner read the affidavit and asked the court to grant his motion. Mr. Thurman, who is counsel for the railroad company, stated that the court knew the facts; that so far as he was concerned he had not ridden from Price to Provo in company with Judge Dusenberry on the day mentioned, and that it had been the practice of courts for years to ride upon passes, and if he would not be in contempt of court, it was his opinion that any judge who would be influenced in his judgment by

ters to Her Husband.

Logan, April 27.—The preliminary hearing of Emma Monehart and John Bruner, arrested in Pocatelio on a charpe of adultery, took place before Justice Thomas this morning. Both denied their sulk, and the woman introduced evidence showing the extreme cruelty of her husband, which, she said was the reason for her leaving him. She told quite an interesting story in Pegard to some incriminating ietters from Bruner, which her husband holds. She said that she wrote the letters and malked them to Bruner, who copied them and returned them to her, whereupon she placed them where her suspicious spouse would find them, hoping that they would induce him to seek a divorce, which she desired him to do. After hearing the evidence the justice held them both in the sum of \$500 to await the action of the district court.

MORAL WAVE AT PROVO.

Lodges—A Wedding.

Park City, April 27.—The 79th anniversal to dod Fellowship was remembered here by a gathering together in the hall last evening of the members of Park City april 25.—In response to the demands for war news, the teleparation of the bride's mother, Mrs. E. Graham, the marriage of Miss Min. She would induce him to seek a divorce, which she destred him to do. After hearing the evidence the justice held them both in the sum of \$500 to await the action of the district court.

MORAL WAVE AT PROVO.

tice Noon was occupied in dealing out

they have not yet been taken into custody. Marshal Knight and his aids are making a crusade against the vices of the city, and there is a marked spirit of uneasiness among the sports.

Mrs. Thayer of Prove canyon was arrested and brought before Justice Booth today for unlawfully catching trout. Ammon Olson and M. Ambrose of American Fork are charged with a similar offense by taking bass from Utah lake.

Itah lake.

Utah lake.
Four complaints against parties for uniawfully selling wine were filed in Justice Booth's court today. Three of the cases are against women, who live outside the limits of the city. The clandestine dispensers of liquor in and about Provo are being rigorously dealt with by the officers just at present.
Commissioner J. O. Bullock of Pleasant Grove is in the city today.

IMPORTANT CASES AT NEPHI

REAL ESTATE OF RICE BANK TO BE SOLD.

Chrystal Estate - Two Divorce Cases From Eureka.

I. O. O. F. ANNIVERSARY.

Logan, April 27.—The preliminary Event Celebrated By Park City

fice Noon was occupied in dealing out justice to saloonmen and druggists for in the trial of the \$10.000 damage sut of his court is crowded with local knights of the green cloth. J. Jorgensen, Brig Madsen, Fred Hindmarch, Thomas Shippley, Sam Newton and J. A. Green were before his honor on a charge of the sporting fraternity, but by Conductor Hinkle.

Farmington, April 27.—The entire day from the east.

Coalville Notes.

Coalville, April 27.—A marriage lices that while riding on a train he was struck, bruised and injured in a manner incapacitating him for the performance of his usual avocations, the warrants are out for a great many more of the sporting fraternity, but Farmington, April 27.—The entire day

ALEXANDER THOMAS STORY

CLAIMS HE SHOT OWENS IN SELF-DEFENSE.

Men Went Gunning For Each Other-Thomas Has Relatives In Various

Parts of the State.

Smuin, was making a patriotic demonstration with a can of jowder, when it exploded in his face, injuring his eyes and cutting his face badly. Botts of Kane county and Prosecuting Attorney John F. Brown and Harvey this afternoon with Alexander Thomas, accused of the murder of Francis R. Owens, at Bullock's ranch, in Kane county, on the 9th inst., on the way to the state prison, where the prisoner will be kept until the time of his trial, in July next. The prisoner has given the officers no trouble whatever, and seems confident that his trial will easily result in his acquittal, and says he would not escape if he could.

All of this afternoon was given over to the prisoner for a private consulta-Moncur as guards, reached Richfield

An of this afternoon was given over to the prisoner for a private consulta-tion with the attorneys whom Judge McCarty appointed to defend him, Messrs. V. Rapp and I. J. Stewart. Un-doubtedly, at the trial he will be able ompany, which came before the court on a motion for a new trial. The affidavit, which was made by M. M. Warner, counsel for the plaintiff, was used in support of a motion asking the court it to request another judge to hear the motion for a new trial, on the ground this morning opened court at 16 o'clock. The motion for a new trial, on the ground this morning opened court at 16 o'clock. The motion for a new trial, on the ground this morning opened court at 16 o'clock. The motion for a new trial, on the ground this morning opened court at 16 o'clock. The motion for a new trial, on the ground this morning opened court at 16 o'clock. The motion for a new trial, on the ground this morning opened court at 16 o'clock. The motion for a new trial, on the ground this morning opened court at 16 o'clock. The motion for a new trial, on the ground that Judge Dussenberry is disqualified. The motion for a new trial, on the ground that Judge Dussenberry is disqualified. The motion for a new trial the motion for a new trial the motion for a new trial or the ground that Judge Dussenberry is disqualified. The motion for a new trial or the ground that Judge Dussenberry is disqualified. The motion for a new trial or the motion for the motion for

g a Mexican, having been to the door and unlocked it and come with the deceased a dong the hallway. On seeing Thomas, of where exclaimed: "What are you doing it here? Get out of here." Jose at once crught Owens and attempted to keep him quiet, but just at that, the first, shot came, striking Owens on the chin, which staggered him and caused him to partially turn around and drop his gun, and the second shot, which followed immediately, struck Owens under the left shoulder blade.

Thomas today says that he can prove that he was entirely justified. He says further that he believes now and believed at the time that Stevens and Owens were going over to Dave Bullock's to stay; that he asked Stevens again if he was sure, as, if Owens was going to another place to sleep, because he feared trouble from Owens. Stevens told him they would stay at the other place, whereupon he went out in search of tracks of the man Stocks, who had broken the St. George jail, and came back at sundown and cooked his supper. Seeing the bedding there, he suspected that Owens was coming back af sundown and cooked his supper. Seeing the bedding there, he suspected that Owens was coming back af sundown and cooked his supper. Seeing the bedding there, he suspected that Owens was coming back affel learned from Jose that he expected both Stevens and Owens back that night, and it was for that reason that he locked the door and protected himself with his gun, as he had become self with his gun, as he had become self with his gun, as he had become self with his gun, as he had become convinced that Stevens and Owens had gone over to Dave Bullock's for nother purpose than to get guns.

At the preliminary hearing, two witnesses, other than eye witnesses, testified to having heard Thomas say that he condides how the propose than the guns and owens had gone over to Dave Bullock's for nother purpose than the guns and owens had gone over to Dave Bullock's for nother purpose than the guns and owens had gone over to Dave Bullock's for nother purpose than the g

And the control of th

the "Henry's Fork" country.

It is understood there is a constable and a justice of the peace in that section, but as yet no cases have ever been committed to the district court at Vernal from there.

It is presumed from this fact that possibly the people over the hill have a more satisfactor, and expeditious method of setting their little troubles than an ordinary court of justice.

The man Dowd who is said to have been dulte a desperate character himself.

Reiser, who, it is reported, did the killing, its not generally known here, and nothing could be learned concerning him. The affair occurred near the Wyoming line, but in Ulntah county, Utah, so it is stated.

WANTED A DIVORCE.

Camp and Leonard Atwood were brought before Justice Pack on the charge of grand larceny, oreferred by the proper committed by particle company. The boys (Camp being 18 and Atwood 17 years of age) are charged with having stolen four head of cattle, two belonging to Hatch company and two to the Popper company. Both these outflist range their cattle over in the Blue Mountain country, east of Green river. Atwood claims to have been quite a desperate character himself.

Reiser, who, it is reported, did the killing, its not generally known here, and nothing could be learned concerning him. The affair occurred near the Wyoming line, but in Ulntah county, Utah, so it is stated.

WANTED A DIVORCE.

Why Mrs. Monchart Sent Bogus Letters to Her Husband.

The man Dowd who is said to have been merely working for Camp and it is thought that he will not be held.

Young Camp is from a prominent and highly respectable family, and there are many expressions of sympathy for the parents of the bey. Young Camp was placed under \$500 bonds to appear for preliminary hearing next Wednesday.

Atwood was released without bonds to appear at the same time.

Lo. O. F. ANNIVERSARY.

but without

ut without success as yet. Belva Hatch, the daughter of Lorenzo Event Celebrated By Park City
Lodges—A Wedding.

Park City, April 27.—The 79th anniversary of the founding of Odd Fel-

April 28.
Mr. Thomas Kearns arrived today, bringing his family and sister, Miss Maggie Kearns, who have just returned

filed for record yesterday by Mr. L. C. Proser and others, of Kansas City. They claim to have a gold and copper proposition with which they feel well cleased and are developing at depth.

Patriotism at Lehi.

Death of D. J. Cantwell.

Logan, April 27.-D. J. Cantwell,

well known young man of Smithfield,

RAILWAY CIRCLES WALL STREET TRADES

Lehi, April 27.—Lehi is greatly excited Union Trust Company's Suit Against Yesterday's Transactions Almost the over the opening of the recruiting office the Union Pacific. here tomorrow, and several young men have expressed their intention to en-

RECRUITING OFFICERS.

Transporting Troops-The Lagoon Opening On Memorial Day-Harry Kumamoto In Tacoma On Short Line Business-Latest By Wire.

New York, against the Union Pacific JOHN OLSEN FELL SIXTY FEET Rallway company, the Union Pacific DOWN A WINZE.

Coal company, Mercantile Trust company, S. H. H. Clarke, Oliver W. Mink, E. Ellery Anderson, Frederick R. Coudert and John W. Doane, receivers.

The complaint is a very lengthy one, covering 39 pages of printed matter, exclusive of exhibits attached. After citing 18 causes of action orator prays citing 18 causes of action orator prays judgment as follows:

Mercur, April 27.—An accident oc-curred here this morning by which John Olsen lost his life. He was work-

It is announced that the Lagoon will not open on Sunday next, but that Me-morial day will witness the completion of the improvements and the inaugural of the season.

CONSTANTLY

Baby Badly Afflicted with Eczema.

Hands, Face, and Clothes Covered with Blood.

Face Covered with Large Sores.

Medical Treatment Useless.

SKIN NOW SMOOTH AND ROSY.

Cured by Cuticura.

My niece's little baby boy, two years

was so bally afflicted with Eczema that he needed constant watching. It was all over his face, and he scratched the sores constantly. Mornings, his clothes would be stained with blood, and his face and hands would be covered. His family never could take him out, as his face was always full of large sores. They had medical treatment, and

large sores. They had medical treatment, and

large sores. They had medical treatment, and tried everything they heard of. She commenced using the CUTICURA REMEDIES last spring and found that at last she had a wonderful healer. The sores left his face and he was entirely cured, and now his face is as smooth and rosy as though no sore had ever been there to mar it. Mrs. L. J. ROOT, Feb. 16, 1898. New Scotland, N. Y.

CUTICURA WORKS WONDERS

In all the world there is no other treatment to pure, so sweet, so specify effective for distressing skin humors of infants and children as Cernecus, greatest of skin cures, blood purifers, and humor remedies. They affired instant roller, permit rest and sheep, and point to a speedy, permanent, and economical cure, when the best physicians, heepitals, and all class fail.

SPEEDY CURE TREATMENT. — Warm helds with Currents Soar, gentle anointings with Currents (ointment), purest of emollient akin cures, and mild does of Currence. Resourant, greatest of blood purifiers and humor cures.

humor cures.
Soil Observation file world. Potter Dang and Chem.
Conv., Soile Press., Braton.
art "How to Cure Every Baby Humor," malled free.

Stenographer Barnes of the passenger lepartment of the Oregon Short Line has returned from a visit to the east. He brought with him a machete, such as are used in Cuba, and a formidable weapon it is. It is a cross between a cavalry sabre and a mammoth corn knife, and has an edge on it which would go right through bone and tissue.

OUR BLOW MUST BE HARD.

If Spain Wins at First, Then Europe

Odessa, April 27.—The Russian newspapers largely sympathize with Spain and express the belief that if the United States fails to gain a single navalyietory soon. Spain's honor will be saved and Europe will insist upon the latter's capitulation, in order to prevent the loss which commerce must suffer through privateering. Enormous quantities of grain have been sold to Spain.

LONDON STOCK EXCHANGE.

Some Results of Bank of England's Recent Policy.

New York April 27.—The Evening Post's Recent Policy.

The stock markets here were quiet but gold and easier money. The settlement was a small affair, except in west Australian mines, and was easily arranged. Contangoes on Americans were 40% to 2

Smallest in Its History.

Jay Smuin, the little son of James COMPLAINT FILED HERE TWONORTHERNRAILROADS

FREE TRANSIT ASKED FOR UTAH ALONE GAVE TONE TO THE STOCK MARKET.

What the Fixed Rate Will Be For These Were the Canadian and Northern Pacific-Dullness In Stocks Attributed In Part to a Transfer

Market-Call Loans.

A bill of complaint was filed in the United States court yesterday after-noon by the Union Trust company of The total transactions were not greatly in excess of the smallest day's business in the history of the exchange, the aggregate of sales footing up only \$1,600 shares. The market drifted aimlessly and over a very narrow range. Such usually volatile specialities as Sugar and Metropolitan Street Railway covered a range of less than \$5 during the whole day. A large number of stocks which aimost always figure in the day's trading have not a single sale recorded for them. A few stocks moved quite widely, on account of special causes, but the volume of business, even with these, was small. Canadian Pacific and Northern Pacific stocks moved upwards together from the same cause, namely, rumors which are prevaient in London that the northwestern rate war is about to be settled. Canadian Pacific net gain is 2%, and Northern Pacific a point. of sales footing up only \$1,000 shares. The

curred here this morning by which John Olsen lost his life. He was working in a winze on the 400-foot level of the Resolute tunnel in the Mercur mine. At 4 a. m. they prepared to send off four shots, and Charlie Olsen went to the surface and propared to hoist his brother when the signal should be given. John spitted the fuse and with his foot in the long yave the signal to hoist. When about 45 feet from the bottom and 30 feet from the top, John shouted, "I'm going." "Get on the ladder," answered Charlie. A second later John shouted, "hoist away." Charlie hoisted about 15 feet further, when the rope suddenly slacked and he could hear the body or his brother failing down the shaft, Almost at the same instant the shots went off.

Assistance was soon at hand and the body was found buried in the material broken by the shots. The body was taken to Undertaker Watts' and a coroner's jury inquest hild over the remains. The jury rendered a verdict of accidental death.

John Olsen was one of the brothers who have followed the business of mining in Cottonwood, Eureka and Mercur and had the reputation of being a first class miner. He was 40 years of age, unmarried, and was a native of Sweden. The remains were taken to Satt Lake this afternoon for burial.

The winze in which the accident occurred was commerced a neril is and the courted was commerced a neril is and coronance with the accident occurred was commerced and was a native of Sweden. The remains were taken to entered the accident occurred was commerced and was a native of Sweden. The remains were taken to control the accident occurred was commerced and will is and the courted was commerced and was a native of Sweden. The strength of these stocks really gave the deciants and paramount lien in the tunion pacific colours that its estimate the union pacific colours the following the followin

CALL LOANS.

Conditions in the money market seemed to be working to an easier basis. Call loans at the banks, which hold out for 4 per cent, are being repaid, as money can be had for less than that in the street, and time loans are said to be made at a shade below 6 per cent, which has been firmly held for some time.

The demand for funds from the interior continued, but is not as large as earlier in the week. The rise in exchange checked the rate for demand sterling, holding steady at about 4.84%.

The bond market was intensely duil, in sympathy with stocks, and prices were held about steady. Total sales, 390,000. United States old is regular declined in his price, and new is coupon were is lower bid than the sales price of yesterday.

MONEY MARKET.

Best & Belcher. 28:Ophir
Bullion 1 Overman
Caledonia 15:Potosi
Challenge Con. 12:Savage
Chollar 25: 16:Sierra Nevada
Con. Catl & Va. 5: Union Con.
Con. Imperiai 1 Utah Con.
Crown Point 3 Yeilow Jacket
Exchequer 1 Standard
Gould & Currie. 12

Some Results of England's and express the belief that if the United States fails to gain a single may all the United States fails to gain a single may stream of the States fails to gain a single may stream of the States fails to gain a single may stream of the States fails to gain a single may stream of the States fails to gain a single may stream of the States fails to gain a single may stream of the States fails to gain a single may stream of the States fails to gain a single may stream of the States fails to gain a single may stream of the States of grain have been sold to Spain.

Failed For Haif a Million.

Boston, April 27.—The E. Howers Clock & Watch company, Samuel Little, proprietor, has made an assignment for the benefit of creditors to E. E. Snow.

Samuel Little and his son Arthur also have made individual assignments. Both are said to be on the paper of the clock company for large amounts. It is estimated that the liabilities of the clock company will reach 500,000. The cause of the clock company for large amounts. It is estimated that the liabilities of the single symment is not known.

His Services Invaluable.

New Orleans, April 37.—Colonel Errol, an aide on the staff of General Gomez, who managed to slip out of Cuba since the blockade began, arrived in the city today and will offer his services to the United States government. He is understood to be in possession of valuable information.

Your Grocer

would rather sell you Schilling's Best baking powder because it does the most work to the cent.

all go to Japan's account at the Bank of England, thus impoverishing the London market and increasing the bank's power ci control. At Madrid Spanish 4s closed at 13.50. Gold was quoted at 75.50.

CHICAGO GRAIN REVIEW.

Extremely Favorable Crop Bulletins Had a Bearish Tenor.

of Speculative Interest In the markets which were controlling influences

Chicago, April 37.—The foreign wheat markets which were controlling influences at the opening here today showed a deal of irrogularity. Liverpool quoted declines of was, while Parts came 24.6734c higher. The extremely favorable crop bulletins had a bearish tenor. Trading began at a decline of we in July wheat. For half an hour the market acted strong and rallied twice to yesterday s close but at the end of the time mentioned, an avaianche of offerings atruck the pit and prices dropped with a thud from 33½ to 31½.

Not much account was taken of the statistics periaining to the daily movement of wheat but the favorable weather for growing winter wheat was in the minds of people who sell wheat short early in the seasion.

Chicago receipts were 100 cars, and 32 of them were contract. Receipts here a year ago were 12 cars. Minneapolis and Duluth received 22 cars, against 27 a year ago. The clearances of wheat and flour from Atlantic ports were equal to st.000 hushels. Closing quotations from Liverpool showed spot No. 1 northern spring wheat 24 a cental up for the day the price being 35 6d, or LNS per bushel. Relief came to the bulls from an unexpected quarter. Antwerp was reported as buying a cargo of California wheat off the English const at an equivalent of the English wheat brought LD a bushel in the London market loday and English country markets showed a further rise of 45c a bushel. Those latter items caused a stampede among the shorts, and just before the close, July soid at \$55c. May raillied from L1s to L125; July opened 4c lower at \$22.650%, soid at \$55c. May railled from L1s to L125; July opened 4c lower at \$22.650%, soid at \$55c. May railled from L1s to L125; July opened 4c lower at \$22.650%, soid at \$55c. May railled from L1s to L125; July opened 4c lower at \$22.650%, soid at \$55c. May railled from L1s to L125; July opened 4c lower at \$22.650%, soid at \$55c. May railled from L125 to L125; July opened 4c lower at \$22.650%, soid at \$55c. May railled from L15 to L125; July opened 4c lower at \$22.650%, soid

eccipts.

Trade was not broad, but the early bases were quite recovered.

The leading futures ranged as follows:

WHEAT- No 2: | Open. | High. | 123 123 1314,6904,95 1824,6804,854 81 6814,82 94% (994% CORN-No. 2 | Open. | High. | Low. 30% 900% 34% 35% 935%

| Open. | High. | Low. | Close. 25% 25% 25% 24% 25% 25% MESS PORK-Per Hbl: | Open. | High. | Low. | ... 11.15 | 11.25 | 11.15 ... 11.37½ | 11.25 | 11.15

LARD-Per 100 Lbs: SHORT RIBS-Per 100 Lbs: | Open. | High. | Low.

5.42% 5.50 5.42% 5.62% 5.65 5.60 Cash quotations were as follows: Flour—In fair demand: unchanged. Wheat—No. 2 spring. 68; No. 3 spring, 190g;112: No. 2 red. 1.28. Corn—No. 2, 335,624. Oats—No. 2, 285; No. 2 white, 316315; No. 3 white, 394-6314; Rye—No. 2, 595; Barley No. 2, 5956.

Rye-No. 2, 2012.

Barley, No. 2, 40646.

Flax Seed-No. 1, L2546120.

Timothy Seed-Prime, 2.90.

Pork-Mess, per bbl., 11,20411.25.

Lard-Per 100 lbs., 5.55.

Sides-Short Ribs (doose), 5.3565.70.

Shoulders-Dry salted (boxed), 44,65.

Sides-Short clear (boxed), 5.3565.70.

Whisky-Distillers finished goods, per gallon, 1.20.

Coffee and Sugar.

New York, April 27.-Coffee New York, April 22—colored by the closed steady 1922 points net higher. Sales, 18,750 hags, including May, 5,5005.55.
Spot Rio—Firm; No. 7 invoice jobbing, 75. Mild, firm; cordova, 34,547502.
Sugar—Raw, strong, held higher. Fair renning, 3 11-16; centrifugal test, 4 7-16; refined strong.

REVIEW OF WOOL MARKET. Feeling On Part of Holders Phenom-

enally Strong. Boston, April 27.—The American Wool & Cotton Reporter will say tomorrow of

& Cotten Reporter will say tomorrow of the wool market:

Transactions in the wool market were already too greatly curtailed to much further be agreeted by the outbreak of war. The sales of the tast week foot up something over half a million pounds, which is about the average since the war scare entered its acute stage several weeks ago. Conditions have improved since our last report. There have been practically no manufacturers in the market. The feeling on the part of holders is phenomenally streng. Nothing but the condition of the money market seems likely to unsettle prices in the near future.

The mills are buying only such wool as they actually need to piece out with. The sales of the week amount to 27,690 pounds domestic and 28,000 pounds for right making a total of 532,000 pounds for the previous week and a total of \$112,000 for the corresponding week of last year.

Omaha Live Stock.

Omaha Live Stock. Omaha, April 27.—Cattle—Receipts, 3,000 head. Market active and stronger, mative beef steers, 4,006439; western steers, 1,7094.60; cows and heifers, 3,200 4.20; stockers and feeders, 3,200 hose. Heavy, 1,7507.10; bulk of sales, 7,7507.10; Hogs-Receipts, Lass head and alles, lower, Heavy, 1556,150; bulk of sales, 1,7561,50; Shiep-Receipts, 4,400 head Market steady; fair to choice natives, 2,7664,50; fair to choice westerns, Libert, 30; lambs, 4,6065,30.

Chicago, April 27.—Cattle were in good demand. The bulk sold at 4.3564.56; comdemand. The bulk sold at 4.3594.99; common to fair, 3.9964.25; choice shipping, 5.6665.25; stockers and feeders, 2.5064.75; culves, 5.0066.00; prime cows, 3.5063.20.

Hogs. Sales ranged from 3.73 to 3.80 for common to 4.0064.10 for prime lots, the bulk of the sales, 2.9964.00%.

There was a fair trade in sheep at unchanged prices. Shorn lambs, 4.0064.00; chiefy 4.0064.50; wooled, 5.0065.20, Shorn sheep, 3.506.450; chiefy 4.0064.00.

Receipts, cattle, 13.00; hogs, 23.00; sheep, 16.000.

Chicago Live Stock.